

---

**From:** Steve Peters <SPeters@valleywater.org>  
**Sent:** Monday, June 27, 2022 5:49 PM  
**To:** Mak, Kavita  
**Cc:** Temple, Leslie; Pugel, Kim; Charlene Sun; Broughton, Amy  
**Subject:** FW: WIFIA compliance question  
**Attachments:** MCP Specifications & Drawings.pdf; Secondary Unit Substation Specification & Drawings.pdf

Hi Kavita,

I saw that you responded to another of Amy's emails from Friday offering up some time for a quick call about AIS/general compliance related to the procurement of the Master Chiller Plant (MCP) and the Secondary Unit Substation (specs/drawings attached). Thank you.

The equipment mentioned was procured under a separate contract from the construction contract that is going to bid very soon for the installation of the MCP. As Amy mentioned below, WIFIA requirements were not included in the specifications. We want to confirm with you whether there is anything we need to or can do, if there is a need at all, to satisfy the compliance requirements.

A few questions are: Do equipment purchase contracts without installation services require Davis-Bacon, EEO, compliance? What about equipment contracts with some installation/start-up services (i.e., the Secondary Unit Substation)? Is the equipment exempt from AIS because "mechanical and electrical...systems are not considered construction materials"?

Let us know if you want more information. If you would like more information in a call we'd be happy to do that.

Regards,  
Steve Peters

---

**From:** Broughton, Amy <Amy.Broughton@stantec.com>  
**Sent:** Friday, June 24, 2022 1:51 PM  
**To:** Mak, Kavita <mak.kavita@epa.gov>  
**Cc:** Temple, Leslie <temple.leslie@epa.gov>; Pugel, Kim <Kim.Pugel@stantec.com>; Steve Peters <SPeters@valleywater.org>; Charlene Sun <CSun@valleywater.org>  
**Subject:** WIFIA compliance question

Hello Kavita,

I have a question regarding a piece of equipment Santa Clara Valley Water District has purchased for a project we intend to include in our Water Reliability Program WIFIA loan.

Procurement for this chiller was initiated in May. WIFIA requirements were not included in the specifications – maybe it's a non-issue? Maybe we need an addendum/change order?

Can you provide guidance on next best steps?

Thanks,  
Amy

P.S. I will be on vacation next week through July 6<sup>th</sup>. Forgive any delay in responding to emails, calls, etc. Charlene, Steve and Kim should be able to assist with any questions you may have.

**Amy Broughton**

Senior Principal

Stantec

370 Interlocken Blvd, Suite 200, Broomfield CO 80021

Phone: +1 (303) 439-2759

Cell: +1 (720) 849-0659

[amy.broughton@stantec.com](mailto:amy.broughton@stantec.com)



The content of this email is the confidential property of Stantec and should not be copied, modified, retransmitted, or used for any purpose except with Stantec's written authorization. If you are not the intended recipient, please delete all copies and notify us immediately.

Please consider the environment before printing this email.

---

**From:** Charlene Sun <[CSun@valleywater.org](mailto:CSun@valleywater.org)>

**Sent:** Thursday, June 23, 2022 2:48 PM

**To:** Broughton, Amy <[Amy.Broughton@stantec.com](mailto:Amy.Broughton@stantec.com)>

**Cc:** Steve Peters <[speters@valleywater.org](mailto:speters@valleywater.org)>

**Subject:** FW: Chiller and MCP Plans and specs

Hi Amy

As discussed, please review the attached and reach out to the EPA to confirm what, if any, of the WIFIA federal compliance needs to be implemented for these 2 procurements and let us know the next steps.

=====

Thanks

Charlene Sun

Tel: (408)630-2528

Cell: (408)912-0066



Clean Water • Healthy Environment • Flood Protection

5750 Almaden Expressway, San Jose CA 95118

[www.valleywater.org](http://www.valleywater.org)